

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

**A BYLAW OF THE TOWN OF MAYERTHORPE, IN THE PROVINCE OF ALBERTA, TO
REGULATE AND CONTROL DOGS, DOMESTIC AND NON- DOMESTIC ANIMALS WITHIN
THE CORPORATE LIMITS OF THE TOWN OF MAYERTHORPE**

WHEREAS, the Municipal Government Act gives the Municipalities the power to enact bylaws and impose fines and penalties for infractions of their bylaws;

AND WHEREAS, it is desirable to pass a bylaw dealing with the licensing and regulation of animals in the **Town** of Mayerthorpe.

NOW THEREFORE, the Council for the **Town** of Mayerthorpe in the Province of Alberta, duly assembled, hereby enacts as follows:

1.0 SHORT TITLE

1.1 This Bylaw may be cited as the “Responsible Animal Ownership Bylaw”.

2.0 DEFINITIONS

2.1 “**Adjacent Property**” means property that is contiguous to a particular parcel of land and includes land that would be contiguous if not for a highway, road, river or stream.

2.2 “**Animal Control Officer**” means a Bylaw Enforcement Officer appointed by the **Town**, a Community Peace Officer, a regular member of the Royal Canadian Mounted Police, an independent contractor who is under contract with the Town to provide Bylaw Enforcement Services and is appointed by the Town to enforce this Bylaw.

2.3 “**Animal Shelter**” means premises designated by the Town for the impoundment and care of Animals and includes premises supplied by an independent contractor under contract with the Town to provide such premises.

2.4 “**At Large**” means where a Dog is at any place other than the Owner’s property or other permitted property is not being held by a Leash. The Dog must remain under control regardless of the presence of a Leash.

2.5 “**CAO**” means the Chief Administrative Officer appointed by the Council of the **Town** of Mayerthorpe, or an employee of the municipality as designated by the Chief Administrative Officer.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

- 2.6 **“Dangerous Dog”** means any Dog the Town determines on reasonable grounds to be a danger to other persons or animals either through personal observation or on the basis of facts determined after an investigation.
- 2.7 **“Dog”** means a male or female domesticated animal of the Canidae Species commonly known as the Canine family.
- 2.8 **“Domestic Animal”** means an animal of species of vertebrates that has been domesticated by humans so as to live and breed in a tame condition and depend on humankind for survival.
- 2.9 **“Leash”** means a chain or other material designed for and adequate to control the Dog to which it is attached.
- 2.10 **“License”** means an animal License issued by the Town in accordance with the provisions of this Bylaw.
- 2.11 **“Town”** means the Town of Mayerthorpe.
- 2.12 **“Muzzle”** means a humane fastening or covering device of adequate strength over the mouth of an animal to prevent it from biting.
- 2.13 **“Non-domestic Animal”** means any wild animal, reptile or fowl, which is not naturally tame or gentle but is of a wild nature or disposition and which, because of its size, vicious nature or other characteristics would constitute a danger to human life or property.
- 2.14 **“Owner”** means any natural person or body corporate;
- (a) who is the Licensed Owner of the animal;
 - (b) who has legal title to the animal;
 - (c) who has possession, custody, or care of the animal, either temporarily or permanently;
 - (d) who harbors the animal, or allows the animal to remain on any property owned, occupied leased by him, or which is otherwise under his control;
 - (e) a person who claims and receives a Dog from the custody of the Animal Shelter or an Animal Control Officer.
- 2.15 **“Ownership Permit”** a permit to allow for Unique Animal Ownership of and Non-domestic Animals as outlined by this Bylaw.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

- 2.16 “**Serious Wound**” means an injury to a human or animal resulting from the action of a Dog which causes the skin to be broken or flesh to be torn.
- 2.17 “**Unique Animal**” means any domestic or Non-domestic Animal that is required to get a permit for Ownership approval in accordance with this Bylaw.

PART 1 – ANIMAL OWNERSHIP

3.0 ANIMAL OWNERSHIP PERMITS

- 3.1 No person shall own, possess or house any **Domestic Animal** that is regularly or routinely kept outside of a dwelling/house unless approved to do so by the **Town**:
- (a) does not apply to Domestic Dogs;
 - (b) does not apply to Domestic cats;
 - (c) does not apply to fish.
- 3.2 No person shall own, possess or house any **Non-domestic Animal** in any part of any property unless approved to do so by the **Town**.
- 3.3 Any person may apply for an **Ownership Permit** and the **Town** may:
- (a) approve the Permit;
 - (b) approve the Permit with mandatory conditions;
 - (c) deny the Permit.
- 3.4 The decision of the **Town** on an application for an **Ownership Permit** shall:
- (a) be in writing;
 - (b) contain any conditions of approval or reasons for refusal;
 - (c) be immediately mailed or delivered to the applicant.
- 3.5 After the **Town** makes a decision to approve or conditionally approve an **Ownership Permit**, the **Town** shall:
- (a) issue a notice of decision to the applicant;
 - (b) deliver or mail a written notice to **Adjacent Property Owners** and to any others who in the **Town’s** opinion may be affected.
- 3.6 The **Town** may revoke or cancel an **Ownership Permit** if:
- (a) the Permit was issued on the basis of incorrect information or misrepresentation by the applicant;
 - (b) the applicant fails to comply with the conditions of the Permit;

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

- (c) the applicant fails to comply with federal or provincial or municipal bylaws;
 - (d) complaints and resulting investigation received by the **Town** warrants revocation.
- 3.7 The person named on the **Ownership Permit** is responsible to ensure all conditions of the Permit are complied with. Failure to do so is deemed a violation of this Bylaw.

PART 2 – DOG OWNERSHIP

4.0 LICENSING/REGISTRATION

- 4.1 No person shall own or keep any **Dog** within the **Town** unless such **Dog** is **Licensed** as provided by this Bylaw.
- 4.2 The **Owner** of a **Dog** shall:
- (a) license the **Dog** the first day the **Town** Office is open for business after becoming **Owner** of a **Dog** and being a resident of the **Town**;
 - (b) be over the age of eighteen (18) years.
- 4.3 An **Owner** shall provide with each **License** application such information as may be required by the **Town**, and shall include but is not limited to:
- (a) name, street/physical address and postal address of the **Owner**;
 - (b) name, description, breed, gender and age of the **Dog** to be **Licensed**;
 - (c) such other relevant and necessary information as may be required by the **Town** in respect to the **License** application.
- 4.4 The **Owner** of a **Dog** shall immediately notify the **Town** of any change in information provided as part of the **License** application pursuant to this Bylaw.
- 4.5 If an **Owner** of a **Dog** fails to report changes of information as provided as part of the **License** application and the **Town** can no longer make contact with the **Owner** the **License** shall be deemed invalid.
- 4.6 No person shall provide false or misleading information when licensing a **Dog**.
- 4.7 The **Town** shall consider all **License** applications and may, at its discretion:
- (a) require the applicant to submit such information as the **Animal Control Officer** deems appropriate, including but not limited to, information

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

respecting the **Dog**, proposed controlled confinement of the **Dog**, the lands where the **Dog** is to be kept, availability and nature of insurance, a site plan of the lands;

- (b) reject the **License** application or
- (c) approve the **License** application, with or without any conditions.

- 4.8 If the **License** is approved, the **Owner** will be supplied with a **License Tag** which shall have a number registered to that **Dog**.
- 4.9 **License Tags** are required to be renewed annually on or before January 31st of each calendar year as prescribed in this Bylaw.
- 4.10 The **Owner** of a **Dog** which has been duly **Licensed** under this Bylaw may obtain a **License Tag** to replace a tag which has been lost or damaged, upon payment of a fee as set by this Bylaw.
- 4.11 A **License** issued under this Bylaw shall not be transferable from one **Dog** to another, nor from one **Owner** to another. If the said **License Tag** is not associated with current Ownership or the **Dog's** information, it shall be deemed invalid.
- 4.12 No person is entitled to a refund or a rebate for any **License** fee paid unless otherwise provided in this Bylaw.
- 4.13 The **Town** may revoke a **License** if:
 - (a) the applicant fails to comply with the conditions of the **License**;
 - (b) the **License** was issued on the basis of incorrect information or misrepresentation by the applicant;
 - (c) the **License** was issued in error;
 - (d) the **Owner** breaches a provision of this Bylaw.
- 4.14 An applicant is responsible for and is not excused from ascertaining and complying with the requirements of any Federal, Provincial or other Municipal legislation, including the **Town's** Land-Use Bylaw. Where the keeping of the **Dog** would not comply with any Federal, Provincial or other Municipal legislation, the **Town** may refuse to **License** the **Dog** or revoke one that has been **Licensed**.

5.0 OWNER RESPONSIBILITY

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

- 5.1 The **Owner** of a **Dog** shall ensure that the **License Tag** issued pursuant to this Bylaw is worn at all times when the **Dog** is off the property of the **Owner**.
- 5.2 No person shall allow a **Dog** to run At Large:
- (a) The **Owner** of a **Dog** shall carry and produce on demand from an **Animal Control Officer** a **Leash** capable of controlling the **Dog** when in a designated off Leash area;
 - (b) The **Owner** of a **Dog** shall properly attach and use the appropriate **Leash** if directed to do so by an **Animal Control Officer**.
- 5.3 No **Owner** shall allow a **Dog** to excessively bark, howl, or make other noise thereby disturbing any person.
- 5.4 No person residing within the **Town** shall keep or harbor more than two (2) **Dogs** on any premises with a Municipal Address but:
- (a) does not apply to **Licensed** Veterinary Clinics; or,
 - (b) persons granted a Development Permit to operate a Kennel within the **Town** in accordance with the **Town's** Land Use Bylaw as amended.
- 5.5 The **Town** may establish areas where **Dogs** are not permitted. No **Owner** shall allow a **Dog** to be in an area where the presence of **Dogs** is prohibited, regardless of whether or not such **Dog** is **At Large**. All recognized service **Dogs** in the execution of their duties are exempt from this section and are permitted to enter prohibited areas.
- 5.6 An **Owner** of a **Dog** shall ensure it does not;
- (a) bite, attack, threaten, harass, chase, or injure any person, or;
 - (b) bite, attack, threaten, harass, chase, or injure any animal, or;
 - (c) cause death to another animal or person, or;
 - (d) bite or chase any vehicle, or;
 - (e) allow a **Dog** to cause damage to property within the **Town**.
- 5.7 If a **Dog** defecates on public or private property other than the **Owner's** property, the **Owner** shall cause such defecation to be removed immediately.
- 5.8 The **Owner** of a **Dog** shall carry and produce on demand from an **Animal Control Officer** a bag or container capable of removing **Dog** defecation at any time when the **Dog** is off the property of the **Owner**.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

6.0 OFF-LEASH PARKS/AREAS

- 6.1 The **Town** may designate specific areas in **Town** to be an off-**Leash** park/area; when in a designated off Leash park/area the **Owner** of a **Dog** shall:
- (a) ensure that their **Dog** remains Leashed until the **Dog** is completely within the confines of the off-Leash park/area;
 - (b) remain under control of the **Dog** by voice or hand signals at all times,
 - (c) have in their immediate possession a proper **Leash**;
 - (d) ensure that no **Dog** under the age of 12 weeks be permitted to enter or remain in an off-Leash park/area;
 - (e) ensure that their **Dog** is wearing a collar;
 - (f) ensure that their **Dog** is displaying a valid **License Tag** issued to it in accordance with this Bylaw;
 - (g) ensure that their **Dog's** vaccinations are current;
 - (h) ensure that their **Dog** is not left unattended;
 - (i) ensure that If their **Dog** defecates in an off-Leash park/area that such defecation is removed immediately and disposed of properly;
 - (j) immediately remove any **Dog** that initiated or is the aggressor of an altercation;
 - (k) ensure that no female **Dogs** currently in heat (estrus cycle) are permitted to be or remain in an off-**Leash** park/area;
 - (l) not allow the destruction of property by a **Dog** including digging;
 - (m) ensure their **Dog** does not chase any wildlife or any other animal;
 - (n) abide by any other rules established and adequately posted by the **Town**.
- 6.2 No **Owner** shall allow a **Dog** that has been declared a **Dangerous Dog** in accordance with this Bylaw, has previously bitten any person or animal, or is known to have aggressive behavior, to be in an off-Leash park/area.
- 6.3 An **Animal Control Officer** may suspend off-Leash park privileges to any person, **Owner** or **Dog** who fails to follow this Bylaw, established park rules or if upon observation of a **Dog** the **Animal Control Officer** is of the opinion that the **Dog** will cause or continue to cause a nuisance within the off-Leash park/area.
- 6.4 The **Town** shall notify the person or **Owner** in writing of any suspension of off-Leash park/area privileges.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

- 6.5 No person or **Owner** shall enter or allow a **Dog** to enter an off-Leash park/area if off Leash park/area privileges have been suspended or revoked.

7.0 REPORTING INCIDENTS/CONTROLLED CONFINEMENT

- 7.1 A person who has received a **Serious Wound** or has otherwise been injured by an animal shall immediately report the incident to the **Town**.
- 7.2 The **Owner** of an animal which has been killed or received a **Serious Wound** from an animal shall report the incident immediately to the **Town**.
- 7.3 When an animal has caused a **Serious Wound** or has killed another person or animal, the **Owner** of the animal causing the injury or death shall immediately report the incident to the **Town**.
- 7.4 An **Owner** of an animal shall surrender the animal to an **Animal Control Officer** immediately if deemed necessary by the **Animal Control Officer** for a period not exceeding twenty-one (21) days at the cost of the **Owner** for an adequate observation period, if the animal;
- (a) bit, attacked, threatened or injured a person or any other animal, or;
 - (b) inflicted a **Serious Wound** on any person or other animal, or;
 - (c) caused death to a person or other animal.
- 7.5 After the observation period an **Animal Control Officer** may place the animal under controlled confinement, which at the discretion of the **Animal Control Officer** may be on the premises of the **Owner**, a registered veterinarian or an **Animal Shelter** or any combination thereof as prescribed by the **Animal Control Officer** for a time period prescribed by an **Animal Control Officer**.

8.0 DANGEROUS DOGS

- 8.1 If an **Animal Control Officer** determines on reasonable grounds that a **Dog** is a **Dangerous Dog**, either through observation or on the basis of facts determined after an investigation initiated by a complaint, shall declare the **Dog** to be a **Dangerous Dog** and impose any conditions on the Dog **Owner** that may include any one or more of the following:
- (a) requiring the **Dog** be **Muzzled** when off the property of the **Owner**;
 - (b) requiring that the **Dog** be on a **Leash** and held by a person eighteen (18) years of age or older when off the property;

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

- (c) requiring the **Owner** of the **Dog** to obtain, maintained and produce liability insurance specifically covering any damages for personal injury and property caused by the **Dangerous Dog** in an amount not less than two million dollars (\$2,000,000) per occurrence;
 - (d) requiring that a **Dog Owner** microchip or tattoo the **Dog** and produce the details and the **Dog** for inspection and verification, as to positively identify the **Dog**;
 - (e) requiring the **Dog Owner** to house the **Dog** in a secure, locked area that prevents the **Dog** from getting out or unauthorized people from getting in;
 - (f) requiring the **Dog Owner** to ensure that the **Dog** does not damage property, chase, attack or bit a person or other animal;
 - (g) prohibit the **Dog** from being in an off-Leash area or;
 - (h) any other conditioned deemed appropriate by an **Animal Control Officer**.
- 8.2 A **Dog** that has been declared a **Dangerous Dog** by the Province of Alberta, another province or any other municipality in any other jurisdiction using similar legislation shall be declared dangerous in accordance with this Bylaw.
- 8.3 Where a **Dog** has been declared a **Dangerous Dog** by the Province of Alberta the **Owner** of that **Dog** shall provide a copy of the declaration to the **Town** and comply with any conditions as required. The provincial conditions take precedence to conditions set out in this Bylaw.
- 8.4 The **Owner** of a **Dangerous Dog** shall notify the **Town** immediately if the **Dog** is running **At Large**.
- 8.5 The **Owner** of a **Dangerous Dog** shall:
- (a) notify the **Town** should the **Dog** become deceased, be sold, gifted, or transferred to another person;
 - (b) remain liable for the actions of the **Dog** until the **Town** has been properly notified.
- 8.6 The **Town** shall notify the **Owner** in a written notice that a **Dog** has been declared a **Dangerous Dog** and shall inform the **Owner** of the conditions set out in this Bylaw.
- 8.7 The **Owner** of the **Dog** declared dangerous pursuant to this Bylaw shall obey and abide by all the conditions imposed pursuant to this Bylaw.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

9.0 IMPOUNDMENT AND RECLAIMING PROVISIONS

- 9.1 The **Owner** of an impounded **Dog** may reclaim the **Dog** by:
- (a) paying all costs of impoundment to the **Town**;
 - (b) where the **Dog** is required to be **Licensed** under this Bylaw, shall **License** the **Dog**; and;
 - (c) pay any cost of veterinary treatment deemed required by a registered veterinarian.
- 9.2 Where a **Dog** is claimed, the **Owner** shall satisfy the **Town** with proof of Ownership of the **Dog(s)** prior to the **Dog's** release.
- 9.3 An impounded **Dog(s)** without proper identification shall be kept in the **Animal Shelter** for a period of seventy-two (72) hours. All impounded **Dog(s)** with proper identification shall be kept in the **Animal Shelter** for a period of ninety-six (96) hours. At the expiration of the impoundment period the **Town** is authorized to:
- (a) offer the **Dog(s)** for sale;
 - (b) destroy the **Dog(s)** in a humane manner;
 - (c) continue to impound the **Dog(s)** for an indefinite period of time or for such further period of time as the **Town** may decide;
 - (d) gift the **Dog(s)** to the **Animal Shelter** or other recognized humane society for their disposal.
- 9.4 The **Town** may before the sale of an unclaimed **Dog(s)**, require that the **Dog(s)** be spayed or neutered.

PART 3 - ANIMAL PROTECTION

- 10.1 No person shall cause an animal to be or to continue to be;
- (a) deprived of adequate food, water, care, shelter;
 - (b) injured, sick, in pain or suffering, or;
 - (c) abused or subjected to undue hardship, privation or neglect, or;
 - (d) subjected to inclement weather without any option of reprieve or respite.
- 10.2 No person shall tease, torment, annoy, abuse, harass or injure any animal.
- 10.3 No person shall negligently or willfully abandon an animal at an **Animal Shelter** regardless if it was originally impounded.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

- 10.4 No person shall untie, loosen or otherwise free an animal which has been tied or otherwise restrained.
- 10.5 No person shall negligently or willfully open a gate, door or other opening in a fence or enclosure in which an animal has been confined and thereby allow an animal to run **At Large**.
- 10.6 No person shall entice an animal to run **At Large**.
- 10.7 No **Owner** shall allow an accumulation of fecal matter on a property in which an animal is expected to live or be confined, in such a quantity as to create a health hazard to the animal or annoyance to any person on **Adjacent Properties**.
- 10.8 An **Owner** of an animal shall ensure that any device used to permanently secure an animal shall be of adequate length to ensure the animal is able to achieve adequate exercise to ensure a healthy quality of life.
- 10.9 An **Owner** of an animal suspected of having rabies or any other communicable disease which may be transmitted to humans or other animals shall immediately report the matter to the **Town** and shall confine the animal in such a manner as prescribed so as to prevent further spread of the disease.
- 10.10 The **Owner** of an animal suspected of having rabies or any other communicable disease shall keep the animal confined and observed for a period of not less than ten (10) days at the cost of the **Owner**.
- 10.11 In the event of an outbreak or a threatened outbreak of rabies or any disease affecting animals which may be transmitted to humans or other animals, the **Animal Control Officer**, may direct that all animals be placed in controlled confinement by their **Owner** or be otherwise effectively confined and prevented from being **At Large**.
- 10.12 Except as herein provided, no person shall kill, or cause to be killed, any animal which has bitten a human, any rabid animal, any animal suspected of having been exposed to rabies, or remove such an animal from the **Town** without prior permission from the **Town**.
- 10.13 Any person who takes control of any animal found running **At Large**, shall immediately notify the **Town** and provide any required information.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

- 10.14 Any person who takes control of any animal found running **At Large**, shall surrender the animal to an **Animal Control Officer** or the **Animal Shelter** upon demand.

PART 4 - ANIMAL CONTROL OFFICER POWERS / PROVISIONS / OPERATIONS

- 11.1 An **Animal Control Officer** is authorized to seize and impound in the **Animal Shelter**, any animal which is **At Large** or contravenes any section of this Bylaw. The **Animal Control Officer** is further authorized to take such reasonable measures as are necessary to subdue any animal which is **At Large**, including the use of tranquilizer equipment and materials. If any such animal is injured, it shall be taken to a registered veterinarian for treatment at the cost of the **Owner** and then to an **Animal Shelter**.
- 11.2 When, in the judgment of a registered veterinarian, an animal should be destroyed for humane reasons, such animal may not be redeemed, until such animal has been destroyed at the cost of the **Owner**.
- 11.3 For greater certainty and to provide clear authority for the **Animal Control Officer** to perform duties under this Bylaw, an explicit authority is granted for the **Animal Control Officer** to enter onto private property to perform any of those duties which are required to be performed under this Bylaw.
- 11.4 Subject to the entry notice provisions of the Municipal Government Act, RSA 2000 c. M-26, an **Animal Control Officer**, bearing proper identification, may enter premises to conduct an inspection in order to determine whether or not this Bylaw or an order issued pursuant to this Bylaw is being complied with.
- 11.5 No action shall be taken against any person acting under the authority of this Bylaw for damages for the destruction or other disposal of any animal.
- 11.6 No person shall interfere with, hinder or impede an **Animal Control Officer** in the performance of any duty authorized by this Bylaw.
- 11.7 No person shall remove or attempt to remove, any animal from the possession of an **Animal Control Officer**.
- 11.8 A person authorized to trap animals shall provide all the necessities of care for the animal that are established by legislation including those outlined in this Bylaw.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

12.0 OFFENCES AND PENALTIES

- 12.1 Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable upon summary conviction to a fine not exceeding \$10,000 and in default of payment of any fine imposed, to imprisonment for not more than six (6) months.
- 12.2 Specified voluntary penalties established pursuant to this Bylaw shall be set by resolution of Council and shall form part of this Bylaw.
- 12.3 The levying and payment of any fine or the imprisonment for any period provided in this Bylaw shall not relieve a person from the necessity of paying any fees, charges or costs from which said person is liable in accordance with this Bylaw.
- 12.4 Where a contravention of this Bylaw is of a continuing nature, further violation tags or tickets for the same offence may be issued.

13.0 VIOLATION TAGS AND TICKETS

- 13.1 Where an **Animal Control Officer** believes that a person has contravened any section of this Bylaw, he/she may serve upon such a person for such offence to be made to the **Town**, a voluntary payment tag in a form prescribed by the **Town** allowing payment of the penalty specified as set by resolution of Council, and such payment shall be accepted by the **Town** in lieu of prosecution for the offence.
- 13.2 Where an **Animal Control Officer** believes that any person has contravened any section of this Bylaw, he may serve upon such person a violation ticket in the form and manner as prescribed by the provisions of the Provincial Offences Procedure Act, c. P-34, RSA 2000, and all amendments thereto.

14.0 APPEAL

- 14.1 Any person who feels aggrieved by any decision made by the **Town** regarding sections:
3.3 / 3.4 / 3.6 / 4.7 / 4.13 / 6.3 / 8.1 may appeal such decision to the **CAO** or designate:
- (a) the appeal must be in writing and accompanied with the applicable appeal fee as set by Council;
 - (b) the appeal must be filed at the **Town** within 14 days of receiving a notice of such decision, where notice is sent by regular mail service and the document is properly addresses if shall be resumed to be effectively

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

served seven (7) days from the date of mailing if the document is mailed within Alberta;

(c) the appeal must explain the reasons for appeal.

14.2 The **CAO** or designate shall coordinate a hearing to allow for the animal **Owner** to give evidence and justification for overturning the decision.

14.3 The **CAO** or designate will review and hear both the evidence and information provided by the **Dog Owner** as well as evidence and information provided by the **Animal Control Officer** including any witnesses that are deemed to have any relevant evidence or information about the **Dog's** behavior.

14.4 At the end of the hearing the **CAO** or designate can remove, uphold or alter the original decision. The decision of the **CAO** or designate is final and the animal **Owner** shall be notified of the decision in writing.

14.5 Where the **Owner** of a **Dog** that has been determined to be a **Dangerous Dog** produces new information to the **Town** that may alter a determination made under section 8.1 the **CAO** or designate may cause the matter to be reviewed and make a determination regarding the declaration of **Dangerous Dog** and any conditions imposed.

15.0 GENERAL PROVISIONS

15.1 Bylaw No. 956 Dog Control Bylaw, Bylaw No. 528 Town of Mayerthorpe Animal Control Bylaw, and Bylaw No. 623 Amendment for Bylaw No. 528 are hereby rescinded.

15.2 THAT this Bylaw becomes effective upon its final passing.

**RESPONSIBLE ANIMAL OWNERSHIP BYLAW
BYLAW NO. 1104**

16.0 SEVERABILITY

16.1 Should any provision of this Bylaw be found to be invalid then such invalid provision shall be severed and the remaining Bylaw shall be maintained.

READ a first time this 27th day of May A.D. 2019.

READ a second time this ____ day of _____ A.D. 2019.

READ a third time this ____ day of _____ A.D. 2019.

Janet Jabush, Mayor

Karen St. Martin, CAO

DRAFT

Appendix "A"

FEE SCHEDULE

Description	Fee Structure
Unique Animal Ownership Permit	\$100 (Schools within Town limits are Exempt)
Unique Animal Ownership Permit Renewal	\$25 (Schools within Town limits are Exempt)
Neutered/Spayed Dog License	\$10
Unaltered Dog License	\$50
Dangerous Dogs	\$500
Replacement License Tag	\$5
Senior Rate- Over 65	\$5
Recognized Service Dog	No Charge
Pound Fees	Rates set by Town of Mayerthorpe and contracted service providers.

Appendix "B"

SPECIFIED PENALTIES

Section	Offence	Penalty 1 st Offence	Penalty 2 nd and subsequent offence
3.1	Own, possess or house Domestic Animal without a permit	\$250	\$500
3.2	Own, possess or house a Non-domestic Animal without a permit	\$250	\$500
3.7	Fail to comply with conditions of a permit	\$250	\$500
4.1	Fail to License Dog	\$200	\$400
4.4	Fail to notify Town of change in registration information	\$150	\$300
4.6	Use False or misleading information to License a Dog	\$500	\$1000
4.9	Fail to Renew Dog License Tag	\$200	\$400
5.1	Dog fail to wear License Tag when required	\$100	\$200
5.2	Dog Running At Large	\$200	\$400
5.2(a)	Fail to carry/produce a Leash as required	\$100	\$200
5.2(b)	Fail to use Leash when directed	\$200	\$400
5.3	Excessive Noise	\$200	\$400
5.4	Keep or harbor more than 2 Dogs	\$250	\$500
5.5	Dog in prohibited area	\$200	\$400
5.6(a)	Dog attack/threaten/chase/injure a person	\$500	\$1,000
5.6(b)	Dog attack/threaten/chase/injure another animal	\$250	\$500
5.6(c)	Dog cause death to a person/animal	\$1000	\$2500
5.6(e)	Dog cause damage to property	\$250	\$500
5.7	Fail to immediately remove defecation	\$250	\$500
5.8	Fail to carry/produce means of picking up defecation	\$100	\$200
6.1 (a-n)	Fail to comply with Off-Leash Dog Park/Area Rules	\$200	\$400
6.2	Allow Dangerous Dog to enter Off Leash Dog Park/Area	\$250	\$500
6.5	Enter Off Leash Dog Park/Area when not authorized	\$250	\$500
7.1	Person who received Serious Wound fail to report	\$200	\$400
7.2	Owner of Animal receiving Serious Wound fail to report Serious Wound	\$200	\$400
7.3	Owner of animal who caused Serious Wound or death fail to report	\$500	\$1,000
7.4	Fail to surrender animal for observation period as required	\$500	\$1,000
7.5	Fail to quarantine animal as required	\$500	\$1,000
8.3	Fail to notify the Town of a Dangerous Dog declaration	\$500	\$1,000
8.4	Fail to notify Town of Dangerous Dog running At Large	\$250	\$500

8.5	Fail to notify Town of required information for Dangerous Dog	\$250	\$500
8.7	Fail to comply with conditions of Dangerous Dog Declaration	\$1,000	\$2,500
10.1(a)	Fail to provide adequate food/water/care/shelter	\$250	\$500
10.1(b)	Fail to provide for an animal that is injured/in pain/or suffering	\$250	\$500
10.1(c)	Abuse animal or cause an animal undue hardship/privation/neglect	\$250	\$500
10.1(d)	Subject Dog to inclement weather without reprieve	\$250	\$500
10.2	Tease/torment/annoy/abuse/harass/injure an animal	\$250	\$500
10.3	Abandon an animal	\$500	\$1,000
10.4	Untie/loosen/free an animal	\$200	\$400
10.5	Open a gate/door/fence/structure where an animal is being confined	\$200	\$400
10.6	Entice an animal to run At Large	\$200	\$400
10.7	Accumulation of fecal matter	\$250	\$500
10.8	Improper securing device	\$200	\$400
10.9	Fail to report communicable disease	\$250	\$500
10.10	Fail to confine communicable diseased animal	\$500	\$1,000
10.11	Fail to confine an animal as directed during an outbreak	\$250	\$500
10.12	Remove/kill animal suspected of having rabies	\$250	\$500
10.13	Fail to notify Town of captured animal	\$100	\$250
10.14	Fail to surrender found animal as required	\$250	\$500
11.6	Interfere with Animal Control Officer	\$500	\$1,000
11.7	Remove animal from possession of Animal Control Officer	\$500	\$1,000
11.8	Shall provide necessities of care for trapped animals	\$500	\$1,000